

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: March 15, 2006

Division: BOCC

Bulk Item: Yes X No

Department: Commissioner Charles McCoy, District 3

Staff Contact Person: Celeste Bruno

AGENDA ITEM WORDING: Approval of a resolution to remove 32763 Tortuga Lane, Big Pine Key from the Coastal Barrier Reef System.

ITEM BACKGROUND: The property has had a single family home on it since 1993. The property owner can not refinance the home to an affordable rate (the mortgage is at 12%) because inclusion in the Coastal Barrier Reef System (CBRS) prohibits her from obtaining flood insurance. Without refinancing the property owner may loose her home.

This is the first step in the process to remove the property from the CBRS. If the BOCC passes the resolution, Congresswoman Ileana- Ros Lehtinen will send a letter to the United States Congress requesting that the property be removed from CBRS. The United States Congress is the entity with the authority to remove a property from CBRS.

PREVIOUS RELEVANT BOCC ACTION: In 1992 the BOCC passed a similar resolution removing Robbie's Marina from the Coastal Barrier Resource System. In 2004, the BOCC passed another resolution reaffirming that Robbie's Marina should be removed from the Coastal Barrier Resource System.

CONTRACT/AGREEMENT CHANGES:

STAFF RECOMMENDATIONS: Approval

TOTAL COST: N/A

BUDGETED: Yes No

COST TO COUNTY:

SOURCE OF FUNDS:

REVENUE PRODUCING: Yes No **AMOUNT PER MONTH** **Year**

APPROVED BY: County Atty OMB/Purchasing Risk Management

DIVISION DIRECTOR APPROVAL:


(Charles "Sonny" McCoy)

DOCUMENTATION: Included X Not Required

DISPOSITION:

AGENDA ITEM #

Mayor McCoy

RESOLUTION NO. _____

A RESOLUTION DECLARING THE SUPPORT OF THE COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA OF LEGISLATION TO EXCLUDE 32763 TORTUGA LANE ON NO NAME KEY FROM THE COASTAL BARRIER RESOURCES SYSTEM.

WHEREAS, the Florida Keys have been designated by the Legislature of the State of Florida as an Area of Critical Concern requiring development and implementation of a comprehensive plan and land development regulations; and

WHEREAS, the State and County statutes, ordinances and guidelines require protection of the shoreline and marine resources including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife and their habitat, as well as upland resources and habitat; and

WHEREAS, 32763 Tortuga Lane, No Name Key has been included by the Federal Government in its Coastal Barrier Resource System; and

WHEREAS, 32763 Tortuga Lane is a single family stilt home built in 1993; and

WHEREAS, inclusion in the Coastal Barrier Resource System excludes the homeowner from securing flood insurance and financing for the home; now therefore,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY,

1. That the County Commission requests that the Florida Delegation use the necessary process within the U.S. House of Representatives to remove 32763 Tortuga Lane from the Coastal Barrier Resource System.
2. That it supports the necessary legislation to remove 32763 Tortuga Lane from the Coastal Barrier Resource System.

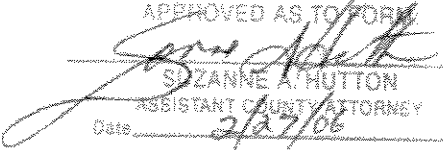
PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a meeting of said Board held on the fifteenth day of March, A.D. 2006.

Mayor McCoy _____
Mayor Pro Tem Nelson _____
Commissioner Neugent _____
Commissioner Rice _____
Commissioner Spehar _____

(Seal)
Attest: DANNY L. KOLHAGE, Clerk
By: _____
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By: _____
Mayor/Chairman

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM

SUZANNE A. HUTTON
ASSISTANT COUNTY ATTORNEY
Date 2/27/06